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PTO/SB/21 (09-04)

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<b>TRANSMITTAL FORM</b>  (To be used for all correspondence after initial filing)		Application Number	10/731,303
		Filing Date	December 9, 2004
		First Named Inventor	Rodney Samuel Horn
		Art Unit	3671
		Examiner Name	Victor D. Batson
Total Number of Pages in This Submission	11	Attorney Docket Number	17388

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks Amendment to Office Action dated February 11, 2005.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	CNH America LLC		
Signature	<i>Rebecca Henkel</i>		
Printed name	Rebecca Henkel		
Date	May 11, 2005	Reg. No.	53015

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature	<i>Rebecca Henkel</i>		
Typed or printed name	Rebecca Henkel	Date	May 11, 2005

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10  
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No. 10/731,303

Examiner: Victor D. Batson

Filing Date: 12/09/2003

Group Art Unit: 3671

Inventor: Rodney Samuel Horn

Confirmation No.: 3642

Title: Seed Planter Including Vertical Positioner With Locking Member

Attorney Docket No. 17368

**RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated February 11, 2005, please amend the above-identified application as follows:

**Amendments to the claims** begin on page 2 of this paper.

**Remarks** begin on page 7 of this paper.